



Control Number: 46032



Item Number: 1

Addendum StartPage: 0



46032

RECEIVED

2016 JUN -6 AM 10:29  
PUBLIC UTILITY COMMISSION  
FILING CLERK  
WALKER L.L.P.  
ATTORNEYS & COUNSELORS

Leonard H. Dougal  
(512) 236-2233 (Direct Dial)  
(512) 391-2112 (Direct Fax)  
ldougal@jw.com

November 2, 2010

**VIA HAND DELIVERY**

Ms. Tracy M. Harbour (MC-153)  
Utilities & Districts Section  
Water Supply Division  
Texas Commission on Environmental Quality  
12100 Park 35 Circle, Building F  
Austin, Texas 78753

RECEIVED  
TO EQ  
WATER SUPPLY DIV  
2010 NOV 2 PM 12:19

Re: Notice of Dissolution of Shackelford Water Supply Corporation and Transfer of  
CCN No. 11637 to Fort Griffin Special Utility District

Dear Ms. Harbour:

The purpose of this letter is to provide notice that the Shackelford Water Supply Corporation (the "Corporation") has been dissolved and that, pursuant to Chapter 7210, Special District Local Laws Code (the "Act"), CCN No. 11637 is now held by the Fort Griffin Special Utility District (the "District"). We hereby respectfully request that, in compliance with the Act, the Texas Commission on Environmental Quality note in its records that CCN No. 11637 is now held by the District and that the Commission reissue the CCN in the District's name.

As you may know, the Texas Legislature during the 80th Session (2007) adopted the Act, which created the District as a special utility district with the powers and authority of such districts under Chapters 49 and 65 of the Texas Water Code. Thereafter, the creation of the District was confirmed by an election held within the District on May 16, 2009. The notice of election, order of election, and order canvassing the results are attached as Attachment "A". For reference, a map of the Corporation's CCN area is attached as Attachment "B".

As to the transfer of the CCN to the District, the Act states as follows:

- (c) On dissolution of the Shackelford Water Supply Corporation, Certificate of Convenience and Necessity No. 11637 is considered to be held by the district.
- (d) The board of directors of the Shackelford Water Supply Corporation shall notify the Texas Commission on Environmental Quality of the dissolution of the corporation and of the transfer of Certificate of Convenience and Necessity No. 11637 to the district.

Ms. Tracy M. Harbour

November 2, 2010

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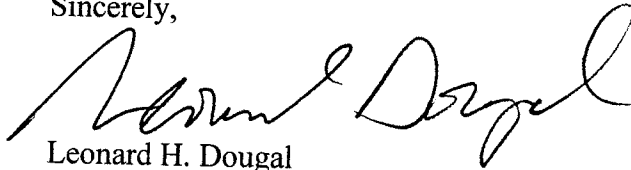
(e) On receipt of notice under Subsection (d), the Texas Commission on Environmental Quality shall note in its records that Certificate of Convenience and Necessity No. 11637 is held by the district and shall reissue the certificate in the name of the district without further application, notice, or hearing. A person does not have a right to protest or request an administrative review of the transfer prescribed by this section.

Tex. Spec. Dist. Code Ann. § 7210.023(c)-(e).

Attached as Attachment "C" is the Certificate of Termination for the Corporation and confirmation from the Texas Secretary of State that the Corporation's Certificate of Termination has been filed and accepted by the Secretary of State.

I look forward to receiving confirmation that the TCEQ has reissued the CCN in the name of the District. If you have any questions regarding this matter, please contact the undersigned or Cassandra Quinn at (512) 236-2036.

Sincerely,



Leonard H. Dougal

Enclosures

cc: Mark Gardenhire  
Fort Griffin Special Utility District  
1180 County Road 109  
Albany, TX 76430

**Attachment "A"**

(Notice of Election; Order of Election; Order Canvassing Results)

EXHIBIT "D"

RECEIVED  
TCEQ  
WATER SUPPLY DIV.

**ORDER OF ELECTION  
FORT GRIFFIN SPECIAL UTILITY DISTRICT**

MAY 2 12 17 PM

An election is hereby ordered to be held on May 16, 2009 for the purpose of:

**Confirming the creation of the Fort Griffin Special Utility District and electing the initial directors of the Fort Griffin Special Utility District.**

Early voting by personal appearance will be conducted each weekday at:

Shackelford Water Supply Corporation  
1180 County Road 109  
Albany, Texas 76430

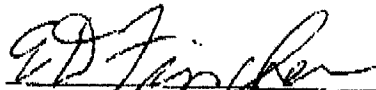
between the hours of 9:00 a.m. and 4:00 p.m., beginning on April 29, 2009 and ending on May 16, 2009.

Applications for ballot by mail shall be mailed to:

Early Voting Clerk  
1180 County Road 109  
Albany, Texas 76430

Applications for ballot by mail must be received no later than the close of business on May 11, 2009.

Issued this 5<sup>th</sup> day of February, 2009.

  
\_\_\_\_\_  
President, Board of Directors

  
\_\_\_\_\_  
Secretary, Board of Directors

EXHIBIT "D"**ORDEN DE ELECCION  
FORT GRIFFIN SPECIAL UTILITY DISTRICT**

Por la presente se ordena que se llevará a cabo una elección el 16 de mayo de 2009 con el proposito de:

**Confirmar la creación del Fort Griffin Special Utility District y elegir a los directores iniciales del Fort Griffin Special Utility District.**

La votación adelantada en persona se llevará a cabo de lunes a viernes en:

Shackelford Water Supply Corporation  
1180 County Road 109  
Albany, Texas 76430

entre las 9:00 de la mañana y las 4:00 de la tarde empezando el 29 de abril de 2009 y terminando el 12 de mayo de 2009.

Las solicitudes para boletas que se votaran en ausencia por correo deberán enviarse a:

Secretaria de Votación Adelantada  
1180 County Road 109  
Albany, Texas 76430

Las solicitudes para boletas que se votaran en ausencia por correo deberán recibirse para el fin de las horas de las horas de negocio el 11 de mayo de 2009.

Emitida este día 5<sup>th</sup> de February, 2009.

  
Presidente, Junta Directiva

  
Secretario(a), Junta Directiva

**NOTICE OF ELECTION**  
**FORT GRIFFIN SPECIAL UTILITY DISTRICT**

To the Registered Voters of the Fort Griffin Special Utility District:

Notice is hereby given that the polling place listed below will be open from 7:00 a.m. to 7:00 p.m. on May 16, 2009 for the purpose of considering whether to confirm the creation of the Fort Griffin Special Utility District and to elect the initial Directors of the Fort Griffin Special Utility District.

**LOCATION OF POLLING PLACE**

The polling place is located at 1180 County Road 109, Albany, TX 76430. The election will be held in accordance with the Texas Election Code.

Early voting by personal appearance will be conducted each weekday at the office of Shackelford Water Supply Corporation, 1180 County Road 109, Albany, TX 76430 between the hours of 9:00 a.m. and 4:00 p.m. beginning on Wednesday, April 29, 2009 and continuing through Tuesday, May 12, 2009, as follows:

|                                       |                        |
|---------------------------------------|------------------------|
| April 29 - May 1 (Wednesday - Friday) | 9:00 a.m. to 4:00 p.m. |
| May 4 - 8 (Monday - Friday)           | 9:00 a.m. to 4:00 p.m. |
| May 11 - 12 (Monday - Tuesday)        | 9:00 a.m. to 4:00 p.m. |

Applications for ballot by mail shall be mailed to:

Early Voting Clerk  
 Fort Griffin Special Utility District  
 1180 County Road 109  
 Albany, TX 76430

Applications for ballot by mail must be received no later than the close of business on May 11, 2009.

Issued this 17<sup>th</sup> day of March 2009.



E. D. Fincher  
 President, Board of Directors

**FILED**

**MAR 20 2009 @ 9:17 AM**

CATHEY LEE  
 COUNTY & DISTRICT CLERK  
 SHACKELFORD COUNTY, TX

Mary Newman DEPUTY

**AVISO DE ELECCION**  
**FORT GRIFFIN SPECIAL UTILITY DISTRICT**

A los votantes registrados del Fort Griffin Special Utility District:

Notifiquese, por las presente, que la casilla electoral sitada abajo se abrirá desde las 7:00 de la mañana hasta las 7:00 de la tarde el 16 de mayo de 2009 con el fin de considerar si confirmar la creación del Fort Griffin Special Utility District y elegir los directores iniciales del Fort Griffin Special Utility District.

**DIRECCIÓN DE LA CASILLA ELECTORAL**

La casilla electoral está situado en 1180 County Road 109, Albany, TX 76430. La elección será celebrada de acuerdo con el Código Electoral de Texas.

La votación adelantada en persona se llevará a cabo de lunes a viernes en la oficina del Shackelford Water Supply Corporation, 1180 County Road 109, Albany, TX 76430 entre las 9:00 de la mañana y las 4:00 de la tarde empezando el miércoles, 29 de abril, 2009 y terminando el martes, 12 de mayo, 2009:


|   |                        |
|---|------------------------|
| 29 de abril – 1 de mayo (miércoles – viernes) | 9:00 a.m. to 4:00 p.m. |
| 4 - 8 de mayo (lunes – viernes)               | 9:00 a.m. to 4:00 p.m. |
| 11 - 12 de mayo (lunes – martes)              | 9:00 a.m. to 4:00 p.m. |

Las solicitudes para boletas que se votarán en ausencia por correo deberán enviarse a:

Early Voting Clerk (Secretario(a) de la Votación Adelantada)  
Fort Griffin Special Utility District  
1180 County Road 109  
Albany, TX 76430

Las solicitudes para boletas que se votarán en ausencia por correo deberán recibirse para el fin de las horas de negocio del 11 de mayo, 2009.

Emitada este día 17<sup>th</sup> de marzo, 2009.

  
\_\_\_\_\_  
E. D. Fincher  
Presidente, Junta Directiva

**FILED**  
MAR 20 2009 @ 9:17 AM  
\_\_\_\_\_  
CATHEY LEE  
COUNTY & DISTRICT CLERK  
SHACKELFORD COUNTY, TX  
Mary Newman DEPUTY



290449

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**ORDER CANVASSING RETURNS AND DECLARING RESULTS  
OF THE CONFIRMATION AND DIRECTORS ELECTION  
HELD MAY 16, 2009**

THE STATE OF TEXAS

COUNTIES OF SHACKELFORD,

STEPHENS AND THROCKMORTON

§  
§  
§  
§  
§

WHEREAS, by Act of the 80th Texas Legislature (2007) (to be codified at Chapter 7210, Special District Local Laws Code), the Fort Griffin Special Utility District was created, subject to a confirmation election to be held within the District;

WHEREAS, the temporary Board of Directors appointed in the Act duly qualified for office, and thereafter ordered an election to be held in the District on May 16, 2009, to confirm the District and elect the initial Board of Directors;

WHEREAS, due and legal notice of the confirmation and directors election was given as required by law;

WHEREAS, on May 16, 2009 at 7:00 a.m. the polls were duly and regularly opened for the confirmation and directors election and the polls were continuously kept open until 7:00 p.m.;

WHEREAS, the election officers who held the election have conducted a complete and official canvass of the returns of the election results, and the returns have been duly delivered to the Board of Directors; and

WHEREAS, on May 27, 2009, the temporary Board of Directors met at its usual place of meeting, canvassed the returns of the confirmation and directors election, and declared the results thereof.

NOW, THEREFORE, IT IS HEREBY ORDERED BY THE TEMPORARY BOARD OF DIRECTORS OF THE FORT GRIFFIN SPECIAL UTILITY DISTRICT THAT:

1. As authorized by House Bill 1573 of the 80th Texas Legislature, an election was duly and regularly held on May 16, 2009 for the purposes of confirming the creation of the Fort Griffin Special Utility District and electing the initial directors of the Fort Griffin Special Utility District;
2. The Board of Directors officially finds and determines that the election was duly ordered, that proper notice of the election was duly given, that proper election officers were duly appointed prior to the election, that the election was duly held, that the District has complied with the federal Voting Rights Act, House Bill 1573, the Texas Water Code and the Texas Election Code, that due returns of the result of the election have been made and delivered, and that the Board of Directors has duly canvassed the returns, all in accordance with law.

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3. The Board of Directors officially finds and determines that the following votes were cast at the election on the submitted PROPOSITION and DIRECTORS by the resident, qualified electors of the District, who voted at the confirmation and directors election:

A. **Proposition 1 – Shall the creation of the Fort Griffin Special Utility District, as authorized by HB 1573 of the 80th Texas Legislature, be confirmed?**

|                  |           |       |
|------------------|-----------|-------|
| FOR DISTRICT     | <u>15</u> | VOTES |
| AGAINST DISTRICT | <u>0</u>  | VOTES |

B. **Election of Directors (term in years)**

|                              |           |       |
|------------------------------|-----------|-------|
| E. D. "Buddy" Fincher (1)    | <u>14</u> | Votes |
| James L. Johnson (1)         | <u>13</u> | Votes |
| John A. Adams (2)            | <u>13</u> | Votes |
| Sidney Collinsworth (2)      | <u>13</u> | Votes |
| Richard L. "Larry" Spore (2) | <u>11</u> | Votes |
| Sam R. Snyder (3)            | <u>15</u> | Votes |
| Burrell R. McKelvain (3)     | <u>15</u> | Votes |
| Write-in                     | <u>0</u>  | Votes |

4. The Board of Directors officially finds, determines, and declares the result of the election to be that the PROPOSITION so submitted has received a favorable majority vote in all respects and has carried. The creation of the District, with the boundaries attached hereto as Exhibit "1", is hereby confirmed.

5. The Board of Directors officially finds, determines, and declares the result of the election to be that E. D. "Buddy" Fincher, James L. Johnson, John A. Adams, Sidney Collinsworth, Richard L. "Larry" Spore, Sam R. Snyder, and Burrell R. McKelvain, being the seven candidates receiving the highest number of votes for the office of Director were duly and regularly elected to serve as Directors of the Board of the Fort Griffin Special Utility District. Each of said persons shall enter into the duties of the office and begin to serve said term of office upon posting bond as required by law and upon making the constitutional sworn statement and oath of office and shall serve for the stated term;

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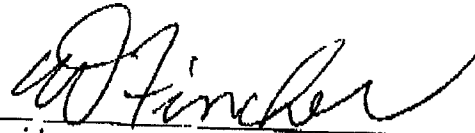
6. A certified copy of this Order shall be filed and recorded in the real property records of the appropriate counties, and shall be filed with the Texas Commission on Environmental Quality.

SIGNED AND SEALED this 27<sup>th</sup> day of May, 2009.

The vote of the Board was:

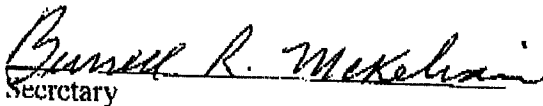
6 Ayes

0 Nays



\_\_\_\_\_  
President  
Board of Directors

ATTEST:



\_\_\_\_\_  
Secretary  
Board of Directors

**EXHIBIT "1"**  
**(District Boundaries)**

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The Fort Griffin Special Utility District initially includes all the territory contained in the following area:

BEING that portion of Stephens, Shackelford and Throckmorton Counties of Texas, which has a boundary more particularly described as follows:

BEGINNING at the Northwest corner of said Stephens County, same being the Northeast corner of said Shackelford County and said point being on the South line of said Throckmorton County;

Thence North 89 degrees 36 minutes East, 8,314 feet along the common boundary line of said Stephens and Throckmorton Counties to a point;

Thence North 00 degrees 35 minutes West, cross-country, a distance of 16,454 feet to a point 500 feet at right angles and in a southerly direction from the centerline of FM Highway 209;

Thence North 88 degrees 42 minutes East, parallel and 500 feet in a southerly direction from said centerline of FM Highway 209 a distance of 916 feet to a point;

Thence North 00 degrees 13 minutes West, perpendicular to said centerline of FM Highway 209, at 500 feet pass said centerline, continuing a total distance of 1,000 feet to a point 500 feet at right angles and in a northerly direction from said centerline;

Thence South 89 degrees 35 minutes West, parallel and 500 feet in a northerly direction from said centerline 3,470 feet to a point;

Thence North, cross-country, a distance of 11,956 feet to the centerline of U.S. Highway 183;

Thence North 60 degrees 36 minutes West, along said centerline of U.S. Highway 183 a distance of 5,864 feet to the intersection of said centerline with the centerline of County Road 334;

Thence North 00 degrees 11 minutes West along said centerline of County Road 334 a distance of 6,722 feet to the beginning of a curve to the right in said centerline;

Thence North 89 degrees 25 minutes East continuing along the centerline of said County Road 334 a distance of 11,154 feet to the intersection of said centerline with the centerline of FM Highway 1710;

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Thence North 00 degrees 30 minutes West along said centerline of FM Highway 1710, at approximately 6,300 feet pass a point being the beginning of a curve to the right in said centerline, said point further being the beginning of the centerline of County Road 324, at approximately 11,200 feet pass a point where said centerline of County Road 324 turns easterly, and continuing, cross country, a total distance of 43,858 feet to the intersection of said centerline with the centerline of U.S. Highway 380;

Thence along said centerline of U.S. Highway 380 the following calls;

North 89 degrees 05 minutes West 4,062 feet;

South 77 degrees 54 minutes West 1,867 feet;

South 89 degrees 32 minutes West 6,804 feet;

North 75 degrees 17 minutes West 2,895 feet;

South 88 degrees 57 minutes West 7,936 feet to its intersection with the centerline of County Road 306;

Thence South 00 degrees 23 minutes East along said centerline of County Road 306 a distance of 6,413 feet to the intersection of said centerline with the centerline of County Road 304;

Thence North 89 degrees 41 minutes West along said centerline of County Road 304 a distance of 13,076 feet to the intersection of said centerline with the centerline of U.S. Highway 183;

Thence South 31 degrees 42 minutes East, along said centerline 2,752 feet to a point being the beginning of a curve to the right;

THENCE along said curve to the right (said curve having a radius of 1,322 feet, a delta angle of 67 degrees 43 minutes and a long chord having a bearing of South 02 degrees 09 minutes West and length of 1,473 feet) a distance of 1,563 feet to its point of tangency;

Thence South 36 degrees 00 minutes West, along said centerline 1,457 feet to a point;

Thence North 89 degrees 25 minutes West, cross-country, 12,592 feet to the centerline of County Road 212;

Thence North 00 degrees 45 minutes West, along said centerline of said County Road 212, at approximately 4,225 feet pass the termination of County Road 212 at a point on the centerline of FM

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Highway 923, and continuing along said centerline of FM Highway 923 a total distance of 9,190 feet to its intersection with the centerline of U.S. Highway 380;

Thence along the centerline of said U.S. Highway 380 the following calls;

South 89 degrees 41 minutes West 51,385 feet;

North 85 degrees 33 minutes West 11,181 feet;

South 89 degrees 38 minutes West 15,590 feet to the common boundary line of Haskell and Throckmorton Counties;

Thence South 00 degrees 24 minutes East 82,400 feet along said Haskell/ Throckmorton County line to the Southeast corner of Haskell County, same being the Southwest corner of Throckmorton County at a point on the North line of Shackelford County;

Thence North 89 degrees 39 minutes East 25,380 feet along said Throckmorton/Shackelford County line to a point;

Thence South, cross-country, 128,518 feet to a point;

Thence South 34 degrees 23 minutes East, cross-country, at 28,145 feet pass County Road 191, continuing a total distance of 29,405 feet to the centerline of U.S. Highway 283;

Thence South 00 degrees 22 minutes East, cross-country, 7,662 feet to the common boundary line of Callahan and Shackelford Counties;

Thence North 89 degrees 38 minutes East, along said Callahan/Shackelford County line 51,503 feet to the centerline of County Road 192;

Thence North 00 degrees 39 minutes West, along said centerline of County Road 192 a distance of 7,283 feet to a point;

Thence South 89 degrees 58 minutes East, cross-country, a distance of 4,299 feet to the centerline of State Highway 6;

Thence South 27 degrees 09 minutes East, along said State Highway 6 a distance of 8,125 feet to the common boundary line of Shackelford and Callahan Counties;

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Thence North 89 degrees 32 minutes East, along said Shackelford/Callahan County line a distance of 33,782 feet to a point;

Thence North 00 degrees 59 minutes West, cross-county, 48,780 to a point in the centerline of FM Highway 576;

Thence along said centerline of FM Highway 576 the following calls;

South 89 degrees 25 minutes West 10,714 feet;

South 57 degrees 34 minutes West 1,302 feet;

South 89 degrees 18 minutes West 13,752 feet to a point being the intersection of said centerline with the centerline of FM Road 601;

Thence North 00 degrees 52 minutes West, along said centerline of FM Highway 601, at 12,500 feet pass a point for the centerline of County Road 103; continuing along said centerline of County Road 103 a total distance 18,909 feet to a point;

Thence North 55 degrees 13 minutes East, along said centerline of County Road No. 103 a distance of 5,285 feet to a point;

Thence North 89 degrees 12 minutes East, continuing along said centerline, a distance of 2,752 feet to its intersection with said Stephens/Shackelford County line;

Thence North 00 degrees 26 minutes West, along said Stephens/Shackelford County line 300 feet to a point;

Thence parallel and 300 feet in a northerly direction from the centerline of said County Road 290 the following calls:

North 89 degrees 21 minutes East 15,589 feet;

North 65 degrees 32 minutes East 6,569 feet to a point;

Thence North 10 degrees 07 minutes East 7,500 feet cross-country to a point on the normal pool elevation contour line of 1,183.0 feet of Hubbard Creek Reservoir;

Thence in a westerly direction, following said normal pool elevation contour line of Hubbard Creek Reservoir the following calls:

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North 14 degrees 42 minutes West 798 feet,  
North 56 degrees 41 minutes West 341 feet,  
South 78 degrees 23 minutes West 1,080 feet,  
South 40 degrees 02 minutes West 548 feet,  
South 01 degrees 49 minutes West 356 feet,  
North 45 degrees 39 minutes West 488 feet,  
South 78 degrees 34 minutes West 681 feet,  
South 49 degrees 07 minutes West 818 feet,  
North 24 degrees 51 minutes East 765 feet,  
North 49 degrees 12 minutes East 994 feet,  
North 44 degrees 31 minutes West 1,128 feet,  
South 65 degrees 08 minutes East 1,441 feet,  
North 51 degrees 45 minutes East 756 feet,  
North 20 degrees 46 minutes West 259 feet,  
North 85 degrees 17 minutes East 1,469 feet,  
North 05 degrees 50 minutes East 1,678 feet,  
South 78 degrees 09 minutes West 1,089 feet,  
North 12 degrees 03 minutes West 1,011 feet,  
South 48 degrees 45 minutes East 772 feet,  
North 61 degrees 43 minutes East 883 feet,  
South 71 degrees 21 minutes East 936 feet,  
North 08 degrees 26 minutes West 902 feet,  
South 76 degrees 11 minutes West 638 feet,  
North 22 degrees 04 minutes East 1,302 feet,  
North 62 degrees 46 minutes West 1,505 feet,  
North 85 degrees 17 minutes East 2,391 feet,



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North 11 degrees 30 minutes East 843 feet,  
North 47 degrees 29 minutes West 949 feet,  
North 00 degrees 59 minutes East 904 feet,  
North 65 degrees 41 minutes West 2,405 feet,  
South 85 degrees 31 minutes East 2,093 feet,  
North 41 degrees 29 minutes East 1,802 feet,  
North 10 degrees 38 minutes East 2,348 feet,  
North 32 degrees 30 minutes West 1,822 feet,  
North 58 degrees 19 minutes East 1,293 feet,  
South 71 degrees 24 minutes East 2,456 feet,  
North 17 degrees 07 minutes West 2,413 feet,  
South 66 degrees 37 minutes West 1,790 feet,  
South 15 degrees 38 minutes West 580 feet,  
South 57 degrees 54 minutes West 1,376 feet,  
North 31 degrees 12 minutes West 1,354 feet,  
North 55 degrees 19 minutes East 1,038 feet,  
North 55 degrees 51 minutes West 1,083 feet,  
North 16 degrees 24 minutes East 2,303 feet,  
North 76 degrees 32 minutes East 1,995 feet,  
North 04 degrees 06 minutes West 841 feet,  
North 39 degrees 22 minutes West 1,360 feet,  
North 80 degrees 09 minutes West 987 feet,  
South 60 degrees 46 minutes West 1,275 feet,  
North 42 degrees 32 minutes West 1,347 feet,  
North 65 degrees 32 minutes West 1,348 feet,  
South 82 degrees 51 minutes West 2,614 feet,

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South 33 degrees 44 minutes West 1,103 feet,  
South 83 degrees 49 minutes East 2,399 feet,  
South 35 degrees 51 minutes East 1,001 feet,  
South 55 degrees 19 minutes West 2,608 feet,  
South 55 degrees 51 minutes East 903 feet,  
South 61 degrees 05 minutes West 990 feet,  
South 16 degrees 47 minutes East 1,321 feet,  
North 51 degrees 40 minutes West 2,153 feet,  
South 76 degrees 54 minutes West 805 feet,  
South 05 degrees 19 minutes West 878 feet,  
South 59 degrees 52 minutes West 914 feet,  
South 01 degrees 04 minutes West 1,839 feet,  
North 33 degrees 07 minutes West 1,741 feet,  
South 78 degrees 25 minutes West 2,466 feet,  
South 04 degrees 51 minutes East 3,943 feet,  
South 69 degrees 49 minutes West 1,608 feet,  
South 19 degrees 57 minutes West 1,582 feet,  
South 75 degrees 11 minutes West 1,824 feet,  
North 49 degrees 11 minutes West 3,135 feet,  
South 42 degrees 33 minutes West 1,928 feet,  
North 23 degrees 21 minutes East 1,751 feet,  
North 34 degrees 28 minutes West 605 feet,  
South 56 degrees 49 minutes West 1,215 feet,  
North 53 degrees 37 minutes West 632 feet,  
South 02 degrees 53 minutes West 2,606 feet,  
South 24 degrees 24 minutes West 1,692 feet,

North 20 degrees 18 minutes West 1,789 feet,

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South 80 degrees 27 minutes West 1,621 feet,

South 74 degrees 51 minutes West 1,258 feet, to said Stephens/Shackelford County line;

Thence North 00 degrees 26 minutes West, along said Stephens/Shackelford County line, a distance of 70,649 feet to the POINT OF BEGINNING;

SAVE AND EXCEPT the following tract of land that includes the City of Albany:

BEGINNING at a point on the centerline of U.S. Highway 283 a distance of 3,040 feet North of the intersection of U.S. Highway 283 and County Road 147:

Thence South 81 degrees 20 minutes East 6,252 feet to a beginning of a curve to the left;

Thence along said curve having a radius of 2,000 feet, at approximately 1,730 feet pass State Highway 6, continuing a total distance of 2,265 feet to the point of tangency, said curve having a long chord with a bearing of North 66 degrees 13 minutes East and a length of 2,146 feet;

Thence North 33 degrees 46 minutes East at approximately 2,820 feet pass FM Highway 601, continuing a total distance of 6,692 feet to the beginning of curve to the left;

Thence along said curve having a radius of 2,000 feet, a total distance 3,790 feet to the point of tangency, said curve having a long chord with a bearing of North 20 degrees 30 minutes West and a length of 3,247 feet;

Thence North 74 degrees 47 minutes West 2,226 feet to the beginning of a curve to the right;

Thence along said curve having a radius of 2,000 feet, a distance of 1,885 feet to the point of tangency, said curve having a long chord which bears North 47 degrees 46 minutes West and a length of approximately 1,817 feet;

Thence North 20 degrees 44 minutes West 3,045 feet to the beginning of curve to the left;

Thence along said curve having a radius of 2,000 feet, a distance of approximately 3,140 feet to the point of tangency, said curve having a long chord which bears North 65 degrees 41 degrees West 2,826 feet;

Thence South 69 degrees 22 minutes West 1,026 feet to the beginning of curve to the right;

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Thence along said curve having a radius of 2,000 feet, a distance of approximately 476 feet to the point of tangency, said curve having a long chord which bears South 76 degrees 11 minutes West 475 feet;

Thence South 83 degrees 00 minutes West 10,307 feet to the beginning of a curve to the left;

Thence along said curve having a radius of 2,000 feet, a distance of approximately 2,930 feet to the point of tangency, same being a point in the centerline of a county road, said curve having a long chord with a bearing of South 41 degrees 02 minutes West and a length of 2,675 feet;

Thence South 00 degrees 56 minutes East 7,434 feet to the beginning of curve to the left;

Thence along said curve having a radius of 2,000 feet, 2,805 feet to the point of tangency, said curve having a long chord which bears South 41 degrees 08 minutes East and a length of approximately 2,582 feet;

Thence South 81 degrees 20 minutes East 3,088 feet to a point;

Thence South 10,168 feet to a point;

Thence East 4,957-feet to a point;

Thence North 9,413 feet to the POINT OF BEGINNING.

No. 290449  
FILED FOR RECORD  
AT 11:25 O'CLOCK A. M  
ON THE 28<sup>th</sup> DAY OF  
MAY A.D. 200 9.

STATE OF TEXAS  
COUNTY OF SHACKELFORD  
I hereby certify that this instrument was FILED  
on the date and at the time stamped hereon by  
me and was duly RECORDED in the Volume  
and Page of the Official Public Records of  
Shackelford County, Texas.



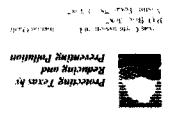
Cathy Lee  
Cathy Lee, County Clerk, Shackelford County, TX  
BY Mary Newman  
Mary Newman or Debra Ruff, Deputy

Cathy Lee  
Cathy Lee, County Clerk, Shackelford County, Texas  
OFFICIAL PUBLIC RECORDS  
VOL. 533 PAGE 813  
RECORDED 5/28/2009

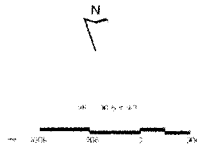
Return To:  
Shackelford Water Supply Corporation  
1180 CR 109  
Albany, Texas 76430

**Attachment "B"**  
(Map of Corporation's CCN No. 11637)

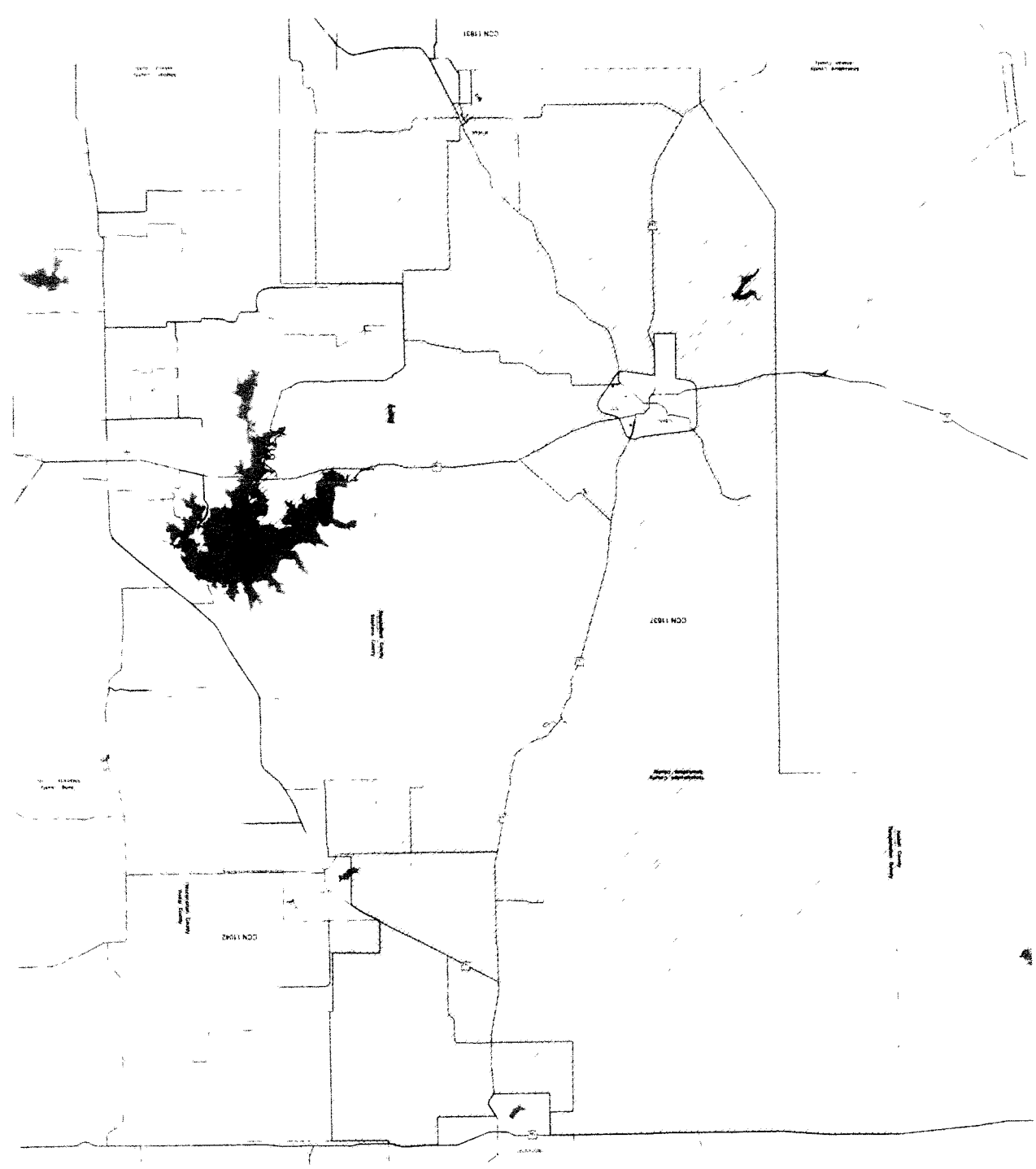
RECEIVED  
TCEQ  
WATER SUPPLY DIV.  
2010 NOV 2 PM 12 17



STATE OF TEXAS  
DEPARTMENT OF WATER RESOURCES  
WATER SUPPLY DIVISION  
1001 EAST SHIRLEY STREET, AUSTIN, TEXAS 78702  
TEL: 512/261-2000 FAX: 512/261-2001  
WWW.TXWATER.COM



Shafter's Water Supply Corporation  
Water Service Area  
Application No. 2003-1  
CON No. 1937  
Department of Water Resources, CON No. 1937  
Callahan, Earlhard, Shafter's, Stephens and Thompson Counties



**Attachment "C"**

(Certificate of Termination; Confirmation of Filings with the Texas Secretary of State)

5641067v.1 215472/00004



## Office of the Secretary of State

October 28, 2010

Jackson Walker, LLP  
100 Congress Ave., Suite 1100  
Austin, TX 78701 USA

-----  
RE: SHACKELFORD WATER SUPPLY CORPORATION  
File Number: 44433901

It has been our pleasure to file the Certificate of Termination for the referenced entity. Enclosed is the certificate evidencing filing. Payment of the filing fee is acknowledged by this letter.

If we may be of further service at any time, please let us know.

Sincerely,

Corporations Section  
Business & Public Filings Division  
(512) 463-5555

Enclosure





## Office of the Secretary of State

### CERTIFICATE OF FILING OF

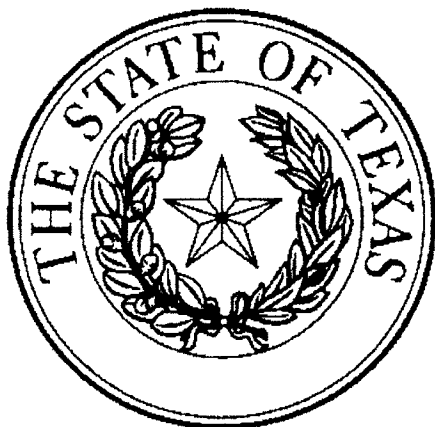
SHACKELFORD WATER SUPPLY CORPORATION  
File Number: 44433901

The undersigned, as Secretary of State of Texas, hereby certifies that the Certificate of Termination for the above named entity has been received in this office and has been found to conform to the applicable provisions of law.

ACCORDINGLY, the undersigned, as Secretary of State, and by virtue of the authority vested in the secretary by law, hereby issues this certificate evidencing filing effective on the date shown below.

Dated: 10/27/2010

Effective: 10/27/2010



A handwritten signature in cursive script, appearing to read "Hope Andrade".

Hope Andrade  
Secretary of State

Form 652  
(Revised 01/06)

Return in duplicate to:  
Secretary of State  
P.O. Box 13697  
Austin, TX 78711-3697  
512 463-5555  
FAX: 512 463-5709  
Filing Fee: \$5



This space reserved for office use.

**FILED**  
In the Office of the  
Secretary of State of Texas  
OCT 27 2010  
Corporations Section

**Certificate of Termination  
of a  
Nonprofit Corporation or  
Cooperative Association**

**Entity Information**

The name of the domestic entity is:  
Shackelford Water Supply Corporation

The domestic entity is a:  nonprofit corporation  cooperative association

The date of formation of the entity is: August 14, 1978

The file number issued to the filing entity by the secretary of state is: 44433901

**Governing Persons**

The names and addresses of each of the filing entity's governing persons are:

**NAME OF GOVERNING PERSON**

|                   |             |                  |               |
|-------------------|-------------|------------------|---------------|
| E. D. "Buddy"     |             | Fincher          |               |
| <i>First Name</i> | <i>M.I.</i> | <i>Last Name</i> | <i>Suffix</i> |

**ADDRESS OF GOVERNING PERSON**

|                                  |             |              |                |                 |
|----------------------------------|-------------|--------------|----------------|-----------------|
| 1180 County Road 109             | Albany      | TX           | USA            | 76430           |
| <i>Street or Mailing Address</i> | <i>City</i> | <i>State</i> | <i>Country</i> | <i>Zip Code</i> |

**NAME OF GOVERNING PERSON**

|                   |             |                  |               |
|-------------------|-------------|------------------|---------------|
| Sam               | R.          | Snyder           |               |
| <i>First Name</i> | <i>M.I.</i> | <i>Last Name</i> | <i>Suffix</i> |

**ADDRESS OF GOVERNING PERSON**

|                                  |             |              |                |                 |
|----------------------------------|-------------|--------------|----------------|-----------------|
| 1180 County Road 109             | Albany      | TX           | USA            | 76430           |
| <i>Street or Mailing Address</i> | <i>City</i> | <i>State</i> | <i>Country</i> | <i>Zip Code</i> |

**NAME OF GOVERNING PERSON**

|                   |             |                  |               |
|-------------------|-------------|------------------|---------------|
| Burrell           | R.          | McKelvain        |               |
| <i>First Name</i> | <i>M.I.</i> | <i>Last Name</i> | <i>Suffix</i> |

**ADDRESS OF GOVERNING PERSON**

|                                  |             |              |                |                 |
|----------------------------------|-------------|--------------|----------------|-----------------|
| 1180 County Road 109             | Albany      | TX           | USA            | 76430           |
| <i>Street or Mailing Address</i> | <i>City</i> | <i>State</i> | <i>Country</i> | <i>Zip Code</i> |

|                                 |             |                  |               |
|---------------------------------|-------------|------------------|---------------|
| <b>NAME OF GOVERNING PERSON</b> |             |                  |               |
| James                           | L.          | Johnson          |               |
| <i>First Name</i>               | <i>M.I.</i> | <i>Last Name</i> | <i>Suffix</i> |

|                                    |             |              |                |                 |
|------------------------------------|-------------|--------------|----------------|-----------------|
| <b>ADDRESS OF GOVERNING PERSON</b> |             |              |                |                 |
| 1180 County Road 109               | Albany      | TX           | USA            | 76430           |
| <i>Street or Mailing Address</i>   | <i>City</i> | <i>State</i> | <i>Country</i> | <i>Zip Code</i> |

|                                 |             |                  |               |
|---------------------------------|-------------|------------------|---------------|
| <b>NAME OF GOVERNING PERSON</b> |             |                  |               |
| Arliss                          |             | Willingham       |               |
| <i>First Name</i>               | <i>M.I.</i> | <i>Last Name</i> | <i>Suffix</i> |

|                                    |             |              |                |                 |
|------------------------------------|-------------|--------------|----------------|-----------------|
| <b>ADDRESS OF GOVERNING PERSON</b> |             |              |                |                 |
| 1180 County Road 109               | Albany      | TX           | USA            | 76430           |
| <i>Street or Mailing Address</i>   | <i>City</i> | <i>State</i> | <i>Country</i> | <i>Zip Code</i> |

|                                 |             |                  |               |
|---------------------------------|-------------|------------------|---------------|
| <b>NAME OF GOVERNING PERSON</b> |             |                  |               |
| Sidney                          |             | Collinsworth     |               |
| <i>First Name</i>               | <i>M.I.</i> | <i>Last Name</i> | <i>Suffix</i> |

|                                    |             |              |                |                 |
|------------------------------------|-------------|--------------|----------------|-----------------|
| <b>ADDRESS OF GOVERNING PERSON</b> |             |              |                |                 |
| 1180 County Road 109               | Albany      | TX           | USA            | 76430           |
| <i>Street or Mailing Address</i>   | <i>City</i> | <i>State</i> | <i>Country</i> | <i>Zip Code</i> |

|                                 |             |                  |               |
|---------------------------------|-------------|------------------|---------------|
| <b>NAME OF GOVERNING PERSON</b> |             |                  |               |
| John                            | A.          | Adams            |               |
| <i>First Name</i>               | <i>M.I.</i> | <i>Last Name</i> | <i>Suffix</i> |

|                                    |             |              |                |                 |
|------------------------------------|-------------|--------------|----------------|-----------------|
| <b>ADDRESS OF GOVERNING PERSON</b> |             |              |                |                 |
| 1180 County Road 109               | Albany      | TX           | USA            | 76430           |
| <i>Street or Mailing Address</i>   | <i>City</i> | <i>State</i> | <i>Country</i> | <i>Zip Code</i> |

|                                 |             |                  |               |
|---------------------------------|-------------|------------------|---------------|
| <b>NAME OF GOVERNING PERSON</b> |             |                  |               |
| Larry                           |             | Spore            |               |
| <i>First Name</i>               | <i>M.I.</i> | <i>Last Name</i> | <i>Suffix</i> |

|                                    |             |              |                |                 |
|------------------------------------|-------------|--------------|----------------|-----------------|
| <b>ADDRESS OF GOVERNING PERSON</b> |             |              |                |                 |
| 1180 County Road 109               | Albany      | TX           | USA            | 76430           |
| <i>Street or Mailing Address</i>   | <i>City</i> | <i>State</i> | <i>Country</i> | <i>Zip Code</i> |

|                                 |             |                  |               |
|---------------------------------|-------------|------------------|---------------|
| <b>NAME OF GOVERNING PERSON</b> |             |                  |               |
| Larry                           |             | Appleby          |               |
| <i>First Name</i>               | <i>M.I.</i> | <i>Last Name</i> | <i>Suffix</i> |

|                                    |             |              |                |                 |
|------------------------------------|-------------|--------------|----------------|-----------------|
| <b>ADDRESS OF GOVERNING PERSON</b> |             |              |                |                 |
| 1180 County Road 109               | Albany      | TX           | USA            | 76430           |
| <i>Street or Mailing Address</i>   | <i>City</i> | <i>State</i> | <i>Country</i> | <i>Zip Code</i> |

|                                 |             |                  |               |
|---------------------------------|-------------|------------------|---------------|
| <b>NAME OF GOVERNING PERSON</b> |             |                  |               |
| Jim                             |             | Atchley          |               |
| <i>First Name</i>               | <i>M.I.</i> | <i>Last Name</i> | <i>Suffix</i> |

|                                    |             |              |                |                 |
|------------------------------------|-------------|--------------|----------------|-----------------|
| <b>ADDRESS OF GOVERNING PERSON</b> |             |              |                |                 |
| 1180 County Road 109               | Albany      | TX           | USA            | 76430           |
| <i>Street or Mailing Address</i>   | <i>City</i> | <i>State</i> | <i>Country</i> | <i>Zip Code</i> |

| NAME OF GOVERNING PERSON         |             |                  |                |                 |
|----------------------------------|-------------|------------------|----------------|-----------------|
| John                             |             | Walker           |                |                 |
| <i>First Name</i>                | <i>M.I.</i> | <i>Last Name</i> | <i>Suffix</i>  |                 |
| ADDRESS OF GOVERNING PERSON      |             |                  |                |                 |
| 1180 County Road 109             | Albany      | TX               | USA            | 76430           |
| <i>Street or Mailing Address</i> | <i>City</i> | <i>State</i>     | <i>Country</i> | <i>Zip Code</i> |

**Event Requiring Winding Up**

The nature of the event requiring winding up is: \_\_\_\_\_  
 In accordance with Section 7210.023 of the Texas Special District Local Laws Code, Shackelford Water Supply Corporation has transferred all assets, debts, and contractual rights and obligations to the Fort Griffin Special Utility District, after which the Corporation must be dissolved.

**Completion of Winding Up**

The filing entity has complied with the provisions of the Texas Business Organizations Code governing its winding up.

**Supplemental Information Required For a Nonprofit Corporation**

The undersigned authorized person acting on behalf of the named nonprofit corporation certifies that:

1. Any property of the nonprofit corporation has been transferred, conveyed, applied, or distributed in accordance with chapter 11 and chapter 22 of the Texas Business Organizations Code.
2. There is no suit pending against the nonprofit corporation or that adequate provision has been made for the satisfaction of any judgment, order or decree that may be entered against the nonprofit corporation in a pending suit.
3. If the nonprofit corporation received and held property permitted to be used only for charitable, religious, eleemosynary, benevolent, educational, or similar purposes, but the nonprofit corporation did not hold the property on a condition requiring return, transfer, or conveyance because of the winding up and termination, that the distribution of that property has been effected in accordance with a plan of distribution adopted in compliance with the BOC for the distribution of that property.

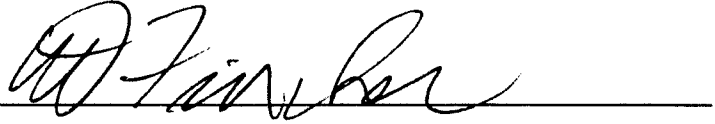
**Effectiveness of Filing** (Select either A, B, or C.)

- A.  This document becomes effective when the document is filed by the secretary of state.
- B.  This document becomes effective at a later date, which is not more than ninety (90) days from the date of signing. The delayed effective date is: \_\_\_\_\_
- C.  This document takes effect upon the occurrence of the future event or fact, other than the passage of time. The 90<sup>th</sup> day after the date of signing is: \_\_\_\_\_
- The following event or fact will cause the document to take effect in the manner described below:

**Execution**

The undersigned signs this document subject to the penalties imposed by law for the submission of a materially false or fraudulent instrument.

Date: August 31, 2010

A handwritten signature in cursive script, appearing to read "E. D. Fincher", is written over a horizontal line.

E. D. "Buddy" Fincher, President

Signature and title of authorized person (see instructions)

1 AN ACT

2 relating to the creation, administration, powers, duties,  
3 functions, operations, and financing of the Fort Griffin Special  
4 Utility District.

5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

6 SECTION 1. Subtitle C, Title 6, Special District Local Laws  
7 Code, is amended by adding Chapter 7210 to read as follows:

8 CHAPTER 7210. FORT GRIFFIN SPECIAL UTILITY DISTRICT

9 SUBCHAPTER A. GENERAL PROVISIONS

10 Sec. 7210.001. DEFINITION. In this chapter, "district"  
11 means the Fort Griffin Special Utility District.

12 Sec. 7210.002. NATURE OF DISTRICT. The district is a  
13 special utility district in portions of Shackelford, Stephens, and  
14 Throckmorton Counties created under and essential to accomplish the  
15 purposes of Section 59, Article XVI, Texas Constitution. The  
16 district is created to serve a public use and benefit.

17 Sec. 7210.003. CONFIRMATION ELECTION REQUIRED. If the  
18 creation of the district is not confirmed at a confirmation and  
19 initial directors' election held before September 1, 2009:

20 (1) the district is dissolved on September 1, 2009,  
21 except that:

22 (A) any debts of the district incurred shall be  
23 paid;

24 (B) any assets of the district that remain after

1 the payment of debts shall be transferred to Shackelford, Stephens,  
2 and Throckmorton Counties as appropriate; and

3 (C) the organization of the district shall be  
4 maintained until all debts are paid and remaining assets are  
5 transferred; and

6 (2) this chapter expires September 1, 2012.

7 Sec. 7210.004. APPLICABILITY OF OTHER SPECIAL UTILITY  
8 DISTRICT LAW. Except as otherwise provided by this chapter,  
9 Chapters 49 and 65, Water Code, apply to the district.

10 Sec. 7210.005. INITIAL DISTRICT TERRITORY. (a) The  
11 district is initially composed of the territory described by  
12 Section 2 of the Act creating this chapter.

13 (b) The boundaries and field notes contained in Section 2 of  
14 the Act creating this chapter form a closure. A mistake made in the  
15 field notes or in copying the field notes in the legislative process  
16 does not affect:

17 (1) the organization, existence, or validity of the  
18 district;

19 (2) the right of the district to issue any type of  
20 bond, including a refunding bond, for a purpose for which the  
21 district is created or to pay the principal of and interest on a  
22 bond; or

23 (3) the legality or operation of the district or the  
24 board of directors of the district.

25 [Sections 7210.006-7210.020 reserved for expansion]

26 SUBCHAPTER A-1. TEMPORARY PROVISIONS

27 Sec. 7210.021. TEMPORARY DIRECTORS. (a) The temporary

1 board of directors of the district is composed of:

- 2 (1) E. D. "Buddy" Fincher;
- 3 (2) Sam R. Snyder;
- 4 (3) Burrell R. McKelvain;
- 5 (4) John A. Adams;
- 6 (5) James Lamoine Johnson;
- 7 (6) Sidney Collinsworth; and
- 8 (7) Richard Lawrence Spore.

9 (b) Each temporary director shall qualify for office as  
10 provided by Section 49.055, Water Code.

11 (c) If a temporary director fails to qualify for office, the  
12 temporary directors who have qualified shall appoint a person to  
13 fill the vacancy. If at any time there are fewer than four  
14 qualified temporary directors, the Texas Commission on  
15 Environmental Quality shall appoint the necessary number of  
16 directors to fill all vacancies on the board.

17 (d) Temporary directors serve until initial directors are  
18 elected under Section 7210.022.

19 (e) As soon as practicable after all the temporary directors  
20 have qualified under Section 49.055, Water Code, the temporary  
21 directors shall meet and elect officers from among their  
22 membership.

23 Sec. 7210.022. CONFIRMATION AND INITIAL DIRECTORS'  
24 ELECTION. (a) The temporary directors shall hold an election to  
25 confirm the creation of the district and to elect seven initial  
26 directors in accordance with Chapters 49 and 65, Water Code, on or  
27 before September 1, 2009.



1       (b) The temporary board of directors shall determine the  
2 method for determining the initial term of each person on the  
3 initial board of directors. The terms must be clearly stated on the  
4 ballot for the confirmation and directors' election.

5       (c) Section 41.001(a), Election Code, does not apply to a  
6 confirmation election held as provided by this section.

7       (d) Initial directors serve until the first regularly  
8 scheduled election of directors under Subchapter C, Chapter 65,  
9 Water Code.

10       Sec. 7210.023. TRANSFER OF ASSETS; DISSOLUTION. (a) If the  
11 district's creation is confirmed under Section 7210.022, the  
12 Shackelford Water Supply Corporation shall transfer the assets,  
13 debts, and contractual rights and obligations of the corporation to  
14 the district.

15       (b) Not later than the 30th day after the date of the  
16 transfer under Subsection (a), the board of directors of the  
17 Shackelford Water Supply Corporation shall commence dissolution  
18 proceedings of the corporation.

19       (c) On dissolution of the Shackelford Water Supply  
20 Corporation, Certificate of Convenience and Necessity No. 11637 is  
21 considered to be held by the district.

22       (d) The board of directors of the Shackelford Water Supply  
23 Corporation shall notify the Texas Commission on Environmental  
24 Quality of the dissolution of the corporation and of the transfer of  
25 Certificate of Convenience and Necessity No. 11637 to the district.

26       (e) On receipt of notice under Subsection (d), the Texas  
27 Commission on Environmental Quality shall note in its records that

1 Certificate of Convenience and Necessity No. 11637 is held by the  
2 district and shall reissue the certificate in the name of the  
3 district without further application, notice, or hearing. A person  
4 does not have a right to protest or to request an administrative  
5 review of the transfer prescribed by this section.

6 Sec. 7210.024. EXPIRATION OF SUBCHAPTER. This subchapter  
7 expires September 1, 2012.

8 [Sections 7210.025-7210.050 reserved for expansion]

9 SUBCHAPTER B. BOARD OF DIRECTORS

10 Sec. 7210.051. DIRECTORS. The district is governed by a  
11 board of not fewer than five and not more than 11 directors.

12 [Sections 7210.052-7210.100 reserved for expansion]

13 SUBCHAPTER C. POWERS AND DUTIES

14 Sec. 7210.101. GENERAL POWERS. Except as otherwise  
15 provided by this subchapter, the district has all of the rights,  
16 powers, privileges, functions, and duties provided by the general  
17 law of this state, including Chapters 49 and 65, Water Code,  
18 applicable to special utility districts created under Section 59,  
19 Article XVI, Texas Constitution.

20 Sec. 7210.102. WATER SERVICE IMPACT FEE. (a) The district  
21 may charge a water service impact fee that is equal to the equity  
22 buy-in fee charged by the Shackelford Water Supply Corporation on  
23 December 31, 2006, under that corporation's tariff.

24 (b) Chapter 395, Local Government Code, does not apply to  
25 the initial water service impact fee set under this section.

26 (c) The district may increase the water service impact fee  
27 only as provided by Chapter 395, Local Government Code, or as

1 approved by the Texas Commission on Environmental Quality.

2 SECTION 2. The Fort Griffin Special Utility District  
3 initially includes all the territory contained in the following  
4 area:

5 BEING that portion of Stephens, Shackelford and Throckmorton  
6 Counties of Texas, which has a boundary more particularly described  
7 as follows:

8 BEGINNING at the Northwest corner of said Stephens County,  
9 same being the Northeast corner of said Shackelford County and said  
10 point being on the South line of said Throckmorton County;

11 Thence North 89 degrees 36 minutes East, 8,314 feet along the  
12 common boundary line of said Stephens and Throckmorton Counties to  
13 a point;

14 Thence North 00 degrees 35 minutes West, cross-country, a  
15 distance of 16,454 feet to a point 500 feet at right angles and in a  
16 southerly direction from the centerline of FM Highway 209;

17 Thence North 88 degrees 42 minutes East, parallel and 500  
18 feet in a southerly direction from said centerline of FM Highway 209  
19 a distance of 916 feet to a point;

20 Thence North 00 degrees 13 minutes West, perpendicular to  
21 said centerline of FM Highway 209, at 500 feet pass said centerline,  
22 continuing a total distance of 1,000 feet to a point 500 feet at  
23 right angles and in a northerly direction from said centerline;

24 Thence South 89 degrees 35 minutes West, parallel and 500  
25 feet in a northerly direction from said centerline 3,470 feet to a  
26 point;

27 Thence North, cross-country, a distance of 11,956 feet to the

1 centerline of U.S. Highway 183;

2 Thence North 60 degrees 36 minutes West, along said  
3 centerline of U.S. Highway 183 a distance of 5,864 feet to the  
4 intersection of said centerline with the centerline of County Road  
5 334;

6 Thence North 00 degrees 11 minutes West along said centerline  
7 of County Road 334 a distance of 6,722 feet to the beginning of a  
8 curve to the right in said centerline;

9 Thence North 89 degrees 25 minutes East continuing along the  
10 centerline of said County Road 334 a distance of 11,154 feet to the  
11 intersection of said centerline with the centerline of FM Highway  
12 1710;

13 Thence North 00 degrees 30 minutes West along said centerline  
14 of FM Highway 1710, at approximately 6,300 feet pass a point being  
15 the beginning of a curve to the right in said centerline, said point  
16 further being the beginning of the centerline of County Road 324, at  
17 approximately 11,200 feet pass a point where said centerline of  
18 County Road 324 turns easterly, and continuing, cross country, a  
19 total distance of 43,858 feet to the intersection of said  
20 centerline with the centerline of U.S. Highway 380;

21 Thence along said centerline of U.S. Highway 380 the  
22 following calls;

23 North 89 degrees 05 minutes West 4,062 feet;

24 South 77 degrees 54 minutes West 1,867 feet;

25 South 89 degrees 32 minutes West 6,804 feet;

26 North 75 degrees 17 minutes West 2,895 feet;

27 South 88 degrees 57 minutes West 7,936 feet to its

1 intersection with the centerline of County Road 306;

2 Thence South 00 degrees 23 minutes East along said centerline  
3 of County Road 306 a distance of 6,413 feet to the intersection of  
4 said centerline with the centerline of County Road 304;

5 Thence North 89 degrees 41 minutes West along said centerline  
6 of County Road 304 a distance of 13,076 feet to the intersection of  
7 said centerline with the centerline of U.S. Highway 183;

8 Thence South 31 degrees 42 minutes East, along said  
9 centerline 2,752 feet to a point being the beginning of a curve to  
10 the right;

11 THENCE along said curve to the right (said curve having a  
12 radius of 1,322 feet, a delta angle of 67 degrees 43 minutes and a  
13 long chord having a bearing of South 02 degrees 09 minutes West and  
14 length of 1,473 feet) a distance of 1,563 feet to its point of  
15 tangency;

16 Thence South 36 degrees 00 minutes West, along said  
17 centerline 1,457 feet to a point;

18 Thence North 89 degrees 25 minutes West, cross-country,  
19 12,592 feet to the centerline of County Road 212;

20 Thence North 00 degrees 45 minutes West, along said  
21 centerline of said County Road 212, at approximately 4,225 feet  
22 pass the termination of County Road 212 at a point on the centerline  
23 of FM Highway 923, and continuing along said centerline of FM  
24 Highway 923 a total distance of 9,190 feet to its intersection with  
25 the centerline of U.S. Highway 380;

26 Thence along the centerline of said U.S. Highway 380 the  
27 following calls:

1           South 89 degrees 41 minutes West 51,385 feet;  
2           North 85 degrees 33 minutes West 11,181 feet;  
3           South 89 degrees 38 minutes West 15,590 feet to the  
4 common boundary line of Haskell and Throckmorton Counties;  
5           Thence South 00 degrees 24 minutes East 82,400 feet along  
6 said Haskell/ Throckmorton County line to the Southeast corner of  
7 Haskell County, same being the Southwest corner of Throckmorton  
8 County at a point on the North line of Shackelford County;  
9           Thence North 89 degrees 39 minutes East 25,380 feet along  
10 said Throckmorton/Shackelford County line to a point;  
11           Thence South, cross-country, 128,518 feet to a point;  
12           Thence South 34 degrees 23 minutes East, cross-country, at  
13 28,145 feet pass County Road 191, continuing a total distance of  
14 29,405 feet to the centerline of U.S. Highway 283;  
15           Thence South 00 degrees 22 minutes East, cross-country, 7,662  
16 feet to the common boundary line of Callahan and Shackelford  
17 Counties;  
18           Thence North 89 degrees 38 minutes East, along said  
19 Callahan/Shackelford County line 51,503 feet to the centerline of  
20 County Road 192;  
21           Thence North 00 degrees 39 minutes West, along said  
22 centerline of County Road 192 a distance of 7,283 feet to a point;  
23           Thence South 89 degrees 58 minutes East, cross-country, a  
24 distance of 4,299 feet to the centerline of State Highway 6;  
25           Thence South 27 degrees 09 minutes East, along said State  
26 Highway 6 a distance of 8,125 feet to the common boundary line of  
27 Shackelford and Callahan Counties;

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1           Thence North 89 degrees 32 minutes East, along said  
2 Shackelford/Callahan County line a distance of 33,782 feet to a  
3 point;

4           Thence North 00 degrees 59 minutes West, cross-county, 48,780  
5 to a point in the centerline of FM Highway 576;

6           Thence along said centerline of FM Highway 576 the following  
7 calls:

8                     South 89 degrees 25 minutes West 10,714 feet;

9                     South 57 degrees 34 minutes West 1,302 feet;

10                    South 89 degrees 18 minutes West 13,752 feet to a point  
11 being the intersection of said centerline with the centerline of FM  
12 Road 601;

13           Thence North 00 degrees 52 minutes West, along said  
14 centerline of FM Highway 601, at 12,500 feet pass a point for the  
15 centerline of County Road 103; continuing along said centerline of  
16 County Road 103 a total distance 18,909 feet to a point;

17           Thence North 55 degrees 13 minutes East, along said  
18 centerline of County Road No. 103 a distance of 5,285 feet to a  
19 point;

20           Thence North 89 degrees 12 minutes East, continuing along  
21 said centerline, a distance of 2,752 feet to its intersection with  
22 said Stephens/Shackelford County line;

23           Thence North 00 degrees 26 minutes West, along said  
24 Stephens/Shackelford County line 300 feet to a point;

25           Thence parallel and 300 feet in a northerly direction from  
26 the centerline of said County Road 290 the following calls:

27                     North 89 degrees 21 minutes East 15,589 feet;

1           North 65 degrees 32 minutes East 6,569 feet to a point;  
2           Thence North 10 degrees 07 minutes East 7,500 feet  
3 cross-country to a point on the normal pool elevation contour line  
4 of 1,183.0 feet of Hubbard Creek Reservoir;  
5           Thence in a westerly direction, following said normal pool  
6 elevation contour line of Hubbard Creek Reservoir the following  
7 calls:  
8           North 14 degrees 42 minutes West 798 feet,  
9           North 56 degrees 41 minutes West 341 feet,  
10          South 78 degrees 23 minutes West 1,080 feet,  
11          South 40 degrees 02 minutes West 548 feet,  
12          South 01 degrees 49 minutes West 356 feet,  
13          North 45 degrees 39 minutes West 488 feet,  
14          South 78 degrees 34 minutes West 681 feet,  
15          South 49 degrees 07 minutes West 818 feet,  
16          North 24 degrees 51 minutes East 765 feet,  
17          North 49 degrees 12 minutes East 994 feet,  
18          North 44 degrees 31 minutes West 1,128 feet,  
19          South 65 degrees 08 minutes East 1,441 feet,  
20          North 51 degrees 45 minutes East 756 feet,  
21          North 20 degrees 46 minutes West 259 feet,  
22          North 85 degrees 17 minutes East 1,469 feet,  
23          North 05 degrees 50 minutes East 1,678 feet,  
24          South 78 degrees 09 minutes West 1,089 feet,  
25          North 12 degrees 03 minutes West 1,011 feet,  
26          South 48 degrees 45 minutes East 772 feet,  
27          North 61 degrees 43 minutes East 883 feet,



1 South 71 degrees 21 minutes East 936 feet,  
2 North 08 degrees 26 minutes West 902 feet,  
3 South 76 degrees 11 minutes West 638 feet,  
4 North 22 degrees 04 minutes East 1,302 feet,  
5 North 62 degrees 46 minutes West 1,505 feet,  
6 North 85 degrees 17 minutes East 2,391 feet,  
7 North 11 degrees 30 minutes East 843 feet,  
8 North 47 degrees 29 minutes West 949 feet,  
9 North 00 degrees 59 minutes East 904 feet,  
10 North 65 degrees 41 minutes West 2,405 feet,  
11 South 85 degrees 31 minutes East 2,093 feet,  
12 North 41 degrees 29 minutes East 1,802 feet,  
13 North 10 degrees 38 minutes East 2,348 feet,  
14 North 32 degrees 30 minutes West 1,822 feet,  
15 North 58 degrees 19 minutes East 1,293 feet,  
16 South 71 degrees 24 minutes East 2,456 feet,  
17 North 17 degrees 07 minutes West 2,413 feet,  
18 South 66 degrees 37 minutes West 1,790 feet,  
19 South 15 degrees 38 minutes West 580 feet,  
20 South 57 degrees 54 minutes West 1,376 feet,  
21 North 31 degrees 12 minutes West 1,354 feet,  
22 North 55 degrees 19 minutes East 1,038 feet,  
23 North 55 degrees 51 minutes West 1,083 feet,  
24 North 16 degrees 24 minutes East 2,303 feet,  
25 North 76 degrees 32 minutes East 1,995 feet,  
26 North 04 degrees 06 minutes West 841 feet,  
27 North 39 degrees 22 minutes West 1,360 feet,

1 North 80 degrees 09 minutes West 987 feet,  
2 South 60 degrees 46 minutes West 1,275 feet,  
3 North 42 degrees 32 minutes West 1,347 feet,  
4 North 65 degrees 32 minutes West 1,348 feet,  
5 South 82 degrees 51 minutes West 2,614 feet,  
6 South 33 degrees 44 minutes West 1,103 feet,  
7 South 83 degrees 49 minutes East 2,399 feet,  
8 South 35 degrees 51 minutes East 1,001 feet,  
9 South 55 degrees 19 minutes West 2,608 feet,  
10 South 55 degrees 51 minutes East 903 feet,  
11 South 61 degrees 05 minutes West 990 feet,  
12 South 16 degrees 47 minutes East 1,321 feet,  
13 North 51 degrees 40 minutes West 2,153 feet,  
14 South 76 degrees 54 minutes West 805 feet,  
15 South 05 degrees 19 minutes West 878 feet,  
16 South 59 degrees 52 minutes West 914 feet,  
17 South 01 degrees 04 minutes West 1,839 feet,  
18 North 33 degrees 07 minutes West 1,741 feet,  
19 South 78 degrees 25 minutes West 2,466 feet,  
20 South 04 degrees 51 minutes East 3,943 feet,  
21 South 69 degrees 49 minutes West 1,608 feet,  
22 South 19 degrees 57 minutes West 1,582 feet,  
23 South 75 degrees 11 minutes West 1,824 feet,  
24 North 49 degrees 11 minutes West 3,135 feet,  
25 South 42 degrees 33 minutes West 1,928 feet,  
26 North 23 degrees 21 minutes East 1,751 feet,  
27 North 34 degrees 28 minutes West 605 feet,

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1 South 56 degrees 49 minutes West 1,215 feet,  
2 North 53 degrees 37 minutes West 632 feet,  
3 South 02 degrees 53 minutes West 2,606 feet,  
4 South 24 degrees 24 minutes West 1,692 feet,  
5 North 20 degrees 18 minutes West 1,789 feet,  
6 South 80 degrees 27 minutes West 1,621 feet,  
7 South 74 degrees 51 minutes West 1,258 feet, to said  
8 Stephens/Shackelford County line;

9 Thence North 00 degrees 26 minutes West, along said  
10 Stephens/Shackelford County line, a distance of 70,649 feet to the  
11 POINT OF BEGINNING;

12 SAVE AND EXCEPT the following tract of land that includes the  
13 City of Albany:

14 BEGINNING at a point on the centerline of U.S. Highway 283 a  
15 distance of 3,040 feet North of the intersection of U.S. Highway 283  
16 and County Road 147;

17 Thence South 81 degrees 20 minutes East 6,252 feet to a  
18 beginning of a curve to the left;

19 Thence along said curve having a radius of 2,000 feet, at  
20 approximately 1,730 feet pass State Highway 6, continuing a total  
21 distance of 2,265 feet to the point of tangency, said curve having a  
22 long chord with a bearing of North 66 degrees 13 minutes East and a  
23 length of 2,146 feet;

24 Thence North 33 degrees 46 minutes East at approximately  
25 2,820 feet pass FM Highway 601, continuing a total distance of 6,692  
26 feet to the beginning of curve to the left;

27 Thence along said curve having a radius of 2,000 feet, a total

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1 distance 3,790 feet to the point of tangency, said curve having a  
2 long chord with a bearing of North 20 degrees 30 minutes West and a  
3 length of 3,247 feet;

4 Thence North 74 degrees 47 minutes West 2,226 feet to the  
5 beginning of a curve to the right;

6 Thence along said curve having a radius of 2,000 feet, a  
7 distance of 1,885 feet to the point of tangency, said curve having a  
8 long chord which bears North 47 degrees 46 minutes West and a length  
9 of approximately 1,817 feet;

10 Thence North 20 degrees 44 minutes West 3,045 feet to the  
11 beginning of curve to the left;

12 Thence along said curve having a radius of 2,000 feet, a  
13 distance of approximately 3,140 feet to the point of tangency, said  
14 curve having a long chord which bears North 65 degrees 41 degrees  
15 West 2,826 feet;

16 Thence South 69 degrees 22 minutes West 1,026 feet to the  
17 beginning of curve to the right;

18 Thence along said curve having a radius of 2,000 feet, a  
19 distance of approximately 476 feet to the point of tangency, said  
20 curve having a long chord which bears South 76 degrees 11 minutes  
21 West 475 feet;

22 Thence South 83 degrees 00 minutes West 10,307 feet to the  
23 beginning of a curve to the left;

24 Thence along said curve having a radius of 2,000 feet, a  
25 distance of approximately 2,930 feet to the point of tangency, same  
26 being a point in the centerline of a county road, said curve having  
27 a long chord with a bearing of South 41 degrees 02 minutes West and a

1 length of 2,675 feet;

2           Thence South 00 degrees 56 minutes East 7,434 feet to the  
3 beginning of curve to the left;

4           Thence along said curve having a radius of 2,000 feet, 2,805  
5 feet to the point of tangency, said curve having a long chord which  
6 bears South 41 degrees 08 minutes East and a length of approximately  
7 2,582 feet;

8           Thence South 81 degrees 20 minutes East 3,088 feet to a point;

9           Thence South 10,168 feet to a point;

10          Thence East 4,957 feet to a point;

11          Thence North 9,413 feet to the POINT OF BEGINNING.

12          SECTION 3. (a) The legal notice of the intention to  
13 introduce this Act, setting forth the general substance of this  
14 Act, has been published as provided by law, and the notice and a  
15 copy of this Act have been furnished to all persons, agencies,  
16 officials, or entities to which they are required to be furnished  
17 under Section 59, Article XVI, Texas Constitution, and Chapter 313,  
18 Government Code.

19          (b) The governor has submitted the notice and Act to the  
20 Texas Commission on Environmental Quality.

21          (c) The Texas Commission on Environmental Quality has filed  
22 its recommendations relating to this Act with the governor,  
23 lieutenant governor, and speaker of the house of representatives  
24 within the required time.

25          (d) The general law relating to consent by political  
26 subdivisions to the creation of a conservation and reclamation  
27 district and the inclusion of land in the district has been complied

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1 with. All requirements of the constitution and laws of this state  
2 and the rules and procedures of the legislature with respect to the  
3 notice, introduction, and passage of this Act are fulfilled and  
4 accomplished.

5 SECTION 4. This Act takes effect immediately if it receives  
6 a vote of two-thirds of all the members elected to each house, as  
7 provided by Section 39, Article III, Texas Constitution. If this  
8 Act does not receive the vote necessary for immediate effect, this  
9 Act takes effect September 1, 2007.

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\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

I certify that H.B. No. 1573 was passed by the House on May 8, 2007, by the following vote: Yeas 146, Nays 0, 2 present, not voting.

\_\_\_\_\_  
Chief Clerk of the House

I certify that H.B. No. 1573 was passed by the Senate on May 23, 2007, by the following vote: Yeas 31, Nays 0.

\_\_\_\_\_  
Secretary of the Senate

APPROVED: \_\_\_\_\_  
Date

\_\_\_\_\_  
Governor

SUD Conversion  
Checklist

Application Number (s) 36865-C

Administrative Review #A - 132-10

Date TCEQ Received Application 11/02/2010

Date Assigned to program area 11/02/2010

Name of **Seller** on Application Shackelford WSC 11637

Name of **Buyer** Fort Whippin SUD District# 3095500

- Not on file in Central Registry. Needs Core Data Form
- Attach a copy of CN and RN from WUD **of the seller and buyer involved**
- Account Fees due  Regulatory Assessment Fees due
- Original and three copies of completed application and all required attachments, maps and exhibits. (Item 1 on page 1 of General Information and Instructions)
- Proposed action and CCN numbers involved.
- Number of Connections: (W) 973 (S) \_\_\_\_\_
  - >100 connections - \$50
  - 100-200 connections - \$100
  - 201-500 connections - \$200
  - <500 connections - \$500
- Additional Filing Fee of \$100 if system being sold or acquired **does NOT have a CCN.** (Item 6 on page 2 of General Information and Instructions)